

**CITY COUNCIL MEETING
CITY OF WATERTOWN
June 7, 2010
7:00 P.M.**

Meeting began at 7:40 p.m. due to the previous budget session and adjourned meeting.

MAYOR JEFFREY E. GRAHAM PRESIDING

PRESENT: **COUNCIL MEMBER ROXANNE M. BURNS
COUNCIL MEMBER JOSEPH M. BUTLER, JR.
COUNCIL MEMBER JEFFREY M. SMITH
MAYOR GRAHAM**

ABSENT: **COUNCIL MEMBER TERESA R. MACALUSO**

ALSO PRESENT: **MARY M. CORRIVEAU, CITY MANAGER
ATTORNEY ROBERT J. SLYE**

City staff present: Bob Cleaver, Jim Mills, Gary Pilon, Kurt Hauk, Michael Lumbis, Gene Hayes

City Manager Corriveau presented the following reports to Council:

- 1 - Accepting Bid for Dry Polymer at the Waste Water Treatment Plant, Slack Chemical Company Inc.
- 2 - Accepting Bid for Ferric Chloride at the Waste Water Treatment Plant, Kemira Water Solutions
- 3 - Accepting Bid for Chemicals at the Water Treatment Plant, Slack Chemical Company, Inc.
- 4- Accepting Bid for Chemicals at the Water Treatment Plant, Thatcher Company of NY
- 5 - Accepting Bid for Chemicals at the Water Treatment Plant, Kemira Water Solutions
- 6 - Accepting Bid for Ready Mix Concrete, Watertown Concrete, Inc.
- 7 - Accepting Bid for Police Officers' Uniforms, Starr Uniform Company
- 8 - Accepting Bid for Drug and Alcohol Testing, Occupational Medicine
- 9- Accepting Bid for Purchase of a Snow Blower Attachment, Waldroff Farm Equipment, Inc.
- 10 - Accepting Bid for Greensview-Massey Street South Sewer Reconstruction, CCI Companies, Inc.
- 11 - Approving Agreement for Public Benefit Services Between the City of Watertown and the Community Action Planning Council of Jefferson County, Inc.
- 12 - Approving Public Benefits Services Agreement Between the City of Watertown and the Jefferson County Historical Society
- 13 - Approving Agreement for Paratransit Services, Guilfoyle Ambulance Service

- 14 - Approving Agreement for Public Benefit Services Between the City of Watertown and the Thousand Islands Regional Tourism Development Corporation
- 15 - Approving Agreement Between the City of Watertown and the Thompson Park Conservancy
- 16 - Approving Capital Budget Expenditure for Watertown Municipal Arena Roof Repair
- 17- Approving Capital Budget Expenditure for Watertown Municipal Arena Concession Stand Rehabilitation
- 18- 7:30 p.m. Establishing Assessment Charge, Summer 2010, Sidewalk Improvement Special Assessment Program
- 19 - Understanding the Safe Drinking Water Act

COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK

Meeting opened with a moment of silence.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of May 17, 2010, adjourned meeting of May 24, 2010 was dispensed with and accepted as written by motion of Council Member Burns, seconded by Council Member Smith and carried with all voting in favor thereof.

COMMUNICATIONS

From Stewart's advising Council that they would like to purchase .12 of an acre from the City for the redevelopment of their existing store at Coffeen and North Massey. This would allow them to upgrade the tanks and construct a new gas island.

ABOVE PLACED ON FILE

PRIVILEGE OF THE FLOOR

No one spoke.

PUBLIC HEARING

MAYOR GRAHAM ASKED THE CITY CLERK TO READ THE NOTICE OF PUBLIC HEARING CONCERNING THE SUMMER 2010 SIDEWALK IMPROVEMENT SPECIAL ASSESSMENT PROGRAM FOR THE CITY OF WATERTOWN.

MAYOR GRAHAM DECLARED THE HEARING OPEN.

No one spoke.

MAYOR GRAHAM DECLARED THE HEARING CLOSED.

R E S O L U T I O N S

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of the City's 2010-2012 requirements of Dry Polymer, per specifications, on an as needed basis for use at the City's Waste Water Treatment Plant, and

WHEREAS invitations to bid were issued to seven (7) bidders, with a total of five (5) bids being received, and

WHEREAS on Wednesday, May 26, 2010, at 11:15 a.m. in the City Purchasing Department, the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received with Michael J. Sligar, Chief Waste Water Treatment Plant Operator, and after conducting laboratory bench and field testing, it is their recommendation that the City Council accept the bid from Slack Chemical Company Inc., Carthage, New York, for StaFloc 6639 and StaFloc 6532 at \$1.62 per pound delivered for the two year period,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bid submitted by Slack Chemical Company, Carthage, New York, as detailed above, being the lowest qualifying bidder meeting City specifications, for the purchase of StaFloc 6639 and StaFloc 6532 for use at the City's Waste Water Treatment Plant.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of chemicals for use at the City's Waste Water Treatment Plant, for the City's 2010-2011 and 2011-2012 fiscal years' requirements, and

WHEREAS invitations to bid were issued to five (5) bidders, with a total of two (2) bids being received, and

WHEREAS on Wednesday, May 26, 2010, at 11:00 a.m. in the City Purchasing Department, the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received with Michael J. Sligar, Chief Waste Water Treatment Plant Operator, it is their recommendation that

the City Council accept the bid from Kemira Water Solutions, Lawrence, Kansas, as detailed below:

2010-2011	Ferric Chloride	PIX 316	\$375.00/dry ton
2011-2012	Ferric Chloride	PIX 316	\$402.00/dry ton

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bids submitted by Kemira Water Solutions, Lawrence, Kansas, as detailed above, being the lowest qualifying bidder meeting City specifications, for the purchase Ferric Chloride for use at the City's Waste Water Treatment Plant.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of chemicals for use at the City's Water Treatment Plant, for the City's 2010-2011 fiscal years' requirements, on an as needed basis, and

WHEREAS invitations to bid were issued to nine (9) bidders, with a total of eight (8) bids being received, and

WHEREAS on Tuesday, May 25, 2010, at 11:00 a.m. in the City Purchasing Department, the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received with Gary E. Pilon, Superintendent of Water, and it is their recommendation that the City Council accept the bids from Slack Chemical, Inc., Carthage, New York, as detailed below:

Liquid Aluminum Sulfate	\$ 224.69/dry ton
Activated Carbon	\$1,524.44/dry ton
Liquid Chlorine	\$ 564.29/ton cyl
cyl deposit	\$ 750.00/cyl
Liquid Sodium Silicate	\$ 301.97/wet ton

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bids submitted by Slack Chemical, Inc., Carthage, New York, as detailed above, being the lowest qualifying bidder meeting City specifications, for the purchases of Liquid Aluminum Sulfate, Activated Carbon, Liquid Sodium Silicate, Liquid Chlorine, and cyl deposit for use at the City's Water Treatment Plant.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEAS

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of chemicals for use at the City's Water Treatment Plant, for the City's 2010-2011 fiscal years' requirements, on an as needed basis, and

WHEREAS invitations to bid were issued to nine (9) bidders, with a total of eight (8) bids being received, and

WHEREAS on Tuesday, May 25, 2010, at 11:00 a.m. in the City Purchasing Department, the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received with Gary E. Pilon, Superintendent of Water, and it is their recommendation that the City Council accept the bids from Thatcher Company of NY, Williamson, New York, as detailed below:

Crystal Copper Sulfate	\$3,469.7826/dry ton
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Hydrofluosilicic Acid	\$ 896.4921/wet ton
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NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bids submitted by Thatcher Company of NY, Williamson, New York, as detailed above, being the lowest qualifying bidder meeting City specifications, for the purchases of Crystal Copper Sulfate and Hydrofluosilicic Acid for use at the City's Water Treatment Plant.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEAS

INTRODUCED BY COUNCIL MEMBER JOSEPH M. BUTLER

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of chemicals for use at the City's Water Treatment Plant, for the City's 2010-2011 fiscal years' requirements, on an as needed basis, and

WHEREAS invitations to bid were issued to nine (9) bidders, with a total of eight (8) bids being received, and

WHEREAS on Tuesday, May 25, 2010, at 11:00 a.m. in the City Purchasing Department, the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received with Gary E. Pilon, Superintendent of Water, and it is their recommendation that the City Council accept the bid from Kemira Water Solutions, Lawrence, Kansas, as detailed below:

Polyaluminum Chloride \$ 290.00/wet ton

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bids submitted by Kemira Water Solutions, Lawrence, Kansas, as detailed above, being the lowest qualifying bidder meeting City specifications, for the purchase of Polyaluminum Chloride for use at the City's Water Treatment Plant.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of Ready Mix Concrete for use by all City Departments during Fiscal Year 2010-2011, and

WHEREAS invitations to bid were issued to four (4) prospective bidders with three (3) bids received and publicly opened and read in the City Purchasing Department on Wednesday, May 26, 2010, at 10:30 a.m., and

WHEREAS City Purchasing Agent Robert J. Cleaver and Superintendent of Public Works Eugene P. Hayes reviewed the bids received, and it is their recommendation that the City Council accept the bid submitted by Watertown Concrete, Inc., Watertown, New York, as detailed below:

4000 lb. Coarse	\$ 89.00/cubic yard
4000 lb. Fine Mix	\$ 89.00/cubic yard
5000 lb. Fine Mix	\$ 92.00/cubic yard
4000 lb. Course / Heated Concrete	\$ 99.00/cubic yard
4000 lb. Fine Mix / Heated Concrete	\$ 99.00/cubic yard
5000 lb. Fine Mix / Heated Concrete	\$102.00/cubic yard

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown, New York accepts the bid submitted by Watertown Concrete, Inc., Watertown, New York, as detailed above, for the purchase of Ready Mix Concrete for use by all City Departments.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the City Purchasing Agent has advertised and received sealed bids for the purchase of new and unused police uniform apparel, on an as needed basis, as specified by the Police Department for the period July 1, 2010 – June 30, 2011, and

WHEREAS invitations to bid were issued to six (6) prospective bidders with five (5) bids submitted to the Purchasing Department, and

WHEREAS on Thursday, May 18, 2010, at 11:00 a.m., the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received and is recommending that the City Council accept the bid submitted by Starr Uniform Company, Scranton, PA, in the amount of \$2,270.21,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bid of Starr Uniform Company, Scranton, PA, in the amount of \$2,270.21 for Police Officers' uniforms, on an as needed basis.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution, Council Member Butler asked about the budgeted amount.

Mrs. Corriveau advised that this figure is included in the \$30,000 total for quarter master.

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS in compliance with the Omnibus Transportation Act of 1991, the City Council adopted by resolution a Drug and Alcohol Testing Policy for the City of Watertown, and

WHEREAS under the policy, there are several occasions when an employee who performs a safety-sensitive function will be subject to drug and alcohol screening tests including: pre-employment/pre-duty testing, reasonable suspicion, random selection, post accident, return to duty and follow-up, and

WHEREAS in support of the City's established policy, the City of Watertown Purchasing Department has called for sealed bids for professional services to administer and monitor the City's drug & alcohol testing program, and

WHEREAS invitations to bid were sent to three (3) prospective bidders, and

WHEREAS on Thursday, May 20, 2010, at 11:30 a.m. one (1) bid received was publicly opened and read, and

WHEREAS based on a review of the bids submitted, City Purchasing Agent Robert J. Cleaver is recommending that the City Council accept the bid submitted by Occupational Medicine as the lowest overall bid meeting the City's specifications,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby accepts the bid listed below, submitted by Occupational Medicine, 200 Mullin Street, Watertown, New York, for monitoring of the City's Drug and Alcohol Testing Program:

	Drug Testing/ Collection & Analysis	Alcohol	MRO Services
Per Employee	\$60.00/test	\$1.00/test	\$5.00/test

and,

BE IT FURTHER RESOLVED that the term of this Agreement is for three (3) years beginning July 1, 2010 and ending June 30, 2013, with the option to renew for two (2) additional one (1) year periods.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND CARRIED
WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of a new and unused snow blower attachment for the City's 2003 New Holland tractor, per specifications, for use at Thompson Park by the City's Parks and Recreation Department, and

WHEREAS invitations to bid were issued to four (4) bidders, with a total of four (4) bids being received, and

WHEREAS on Wednesday, May19, 2010, at 11:00 a.m. in the City Purchasing Department, the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received, and it is his recommendation that the City Council accept the bid from Waldroff Farm Equipment, Inc., 22537 Murrock Circle, Watertown, New York, for the Erskine Model 901 FM at \$10,700,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bid for the purchase of a new and unused snow blower attachment submitted by Waldroff Farm Equipment, Inc., as detailed above as the lowest qualifying bidder meeting City

specifications.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution, Council Member Smith asked where the difference between the \$8,800 in the budget and the \$10,700 actual bid would come from.

Mrs. Corriveau explained that it would come out of this year's contingency fund.

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Purchasing Department has advertised and received sealed bids for the Greensview-Massey Street South Sewer Reconstruction Project per specifications, and

WHEREAS plan sets were issued to ten (10) prospective bidders, with six (6) bids being received and publicly opened and read in the City Purchasing Department on Wednesday, May 26, 2010 at 11:30 a.m., and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received with City Engineer Kurt Hauk, and it is their recommendation to accept of the bid submitted by CCI Companies, Inc., P.O. Box 186, Canastota, New York, in the amount of \$281,093.75 as the lowest qualifying bid meeting the City's specifications,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown, New York, hereby accepts the bid in the amount of \$281,093.75 submitted by CCI Companies, Inc. Canastota, New York, for the Greensview-Massey Street South Sewer Reconstruction Project per the City's specifications.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution, Council Member Butler asked if the \$281,093.75 was for both phase 1 and 2.

Mrs. Corriveau advised that it was.

Mr. Mills explained that any residual funds would be applied to the debt service for this project.

Council Member Butler commented that this was way off the estimate and that this has happened before.

Mr. Hauk explained that the original numbers were pre-design. That is why they like to have the designs done in advance to get a more accurate figure. He advised that projects that are out into

the future years in the capital budget are not designed. Therefore, the figure is just the best estimate that they can come up with.

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the Community Action Planning Council of Jefferson County (CAPC) was incorporated and designated in 1967 as the official anti-poverty agency for Jefferson County, and

WHEREAS since that time, CAPC has received funds from local governments as the local share required to leverage State and Federal program service dollars, and

WHEREAS the services provided by the CAPC promotes a public purpose, and

WHEREAS the services promote the education, charity, health, safety and welfare of the citizens of the City of Watertown,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Agreement for Public Benefit Services between the City of Watertown and the Community Action Planning Council of Jefferson County, Inc., a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute this Agreement on behalf of the City of Watertown.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Council has received a request for funding to support the promotion of the Jefferson County Historical Society, and

WHEREAS the City Council of the City of Watertown desires to appropriate \$5,000 from the FY 2010-11 Tourism Fund to support the Jefferson County Historical Society, and

WHEREAS the Jefferson County Historical Society will expend the funds to market and promote the City of Watertown through the public media, print, radio, television, direct contact and other promotional devices and that this will encourage tourism in the City of Watertown, and

WHEREAS the City of Watertown wishes to enter into an Agreement for Public Benefit Services between the City of Watertown and the Jefferson County Historical Society, a copy of which is attached and made a part of this resolution,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves a Public Benefit Services Agreement between the City of Watertown, New York and the Jefferson County Historical Society, and

BE IT FURTHER RESOLVED that City Manager Mary Corriveau is hereby authorized and directed to execute the Agreement on behalf of the City Council.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND CARRIED WITH ALL VOTING YEA EXCEPT COUNCIL MEMBER BURNS WHO ABSTAINED

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS in 2007, the City Purchasing Department advertised and received sealed proposals from qualified contractors to operate the City's Paratransit Program, and

WHEREAS at the recommendation of Purchasing Agent Robert Cleaver and Transit Supervisor Kathy Webster the City Council approved acceptance of a two-year Lump Sum proposal submitted by Guilfoyle Ambulance Service, and

WHEREAS under the terms of the Agreement approved in 2007, the City has the ability to extend the contract for three (3) additional one year terms on a year to year basis, with an annual increase not to exceed 6% per year, and

WHEREAS it is the City's desire to exercise its option to extend the Agreement for one additional year, effective July 1, 2010,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown approves the attached Agreement with Guilfoyle Ambulance Service in the amount of \$76,500 for Paratransit Services, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute any contract documents associated with the acceptance of this bid.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the Fiscal Year 2010-11 Tourism Fund Budget contains an appropriation for destination marketing, and

WHEREAS the City Council of the City of Watertown wishes to enter into an Agreement for the provision of destination marketing services with the Thousand Islands Regional Tourism Development Corporation,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown that it approves the Agreement for Public Benefit Services with the Thousand Islands Regional Tourism Development Corporation, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute the Agreement on behalf of the City Council.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution, Council Member Butler asked what the fund balance was.

Mrs. Corriveau will get him the figures.

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the Lessor, City of Watertown, owns the facility known as Thompson Park, located in the City of Watertown, County of Jefferson, State of New York, and

WHEREAS the Lessor has entered into an Agreement with the Tenant, Thompson Park Conservancy, Inc., to lease certain premises located at the Park for the operation of the “Thompson Park Zoo” by Lease dated December 1997, and

WHEREAS since that time, the City of Watertown has provided both financial and in-kind services in support of the Thompson Park Conservancy, and

WHEREAS the City Council has determined that it is in the best interest of the taxpayers of the City of Watertown to provide direct support to the Thompson Park Conservancy to be used to improve the leased premises as detailed in the attached Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Agreement between the City of Watertown and the Thompson Park Conservancy, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute this Agreement on behalf of the City of Watertown.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS on June 19, 2006, the City Council approved establishing a Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law to finance future capital improvements, and

WHEREAS the Adopted 2010-11 Capital Budget included a project to rehabilitate the Watertown Municipal Arena roof at an estimated cost of \$90,000, and

WHEREAS the City Council desired to fund the rehabilitation of the Watertown Municipal Arena roof from the Capital Reserve Fund, and

WHEREAS on Monday, June 21, 2010 at 7:30 p.m., the City Council of the City of Watertown held a public hearing to discuss the expenditure of funds from this capital reserve fund, and

WHEREAS it has been determined that the expenditure of these funds is in keeping with the purpose for the capital reserve fund,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby authorizes the appropriating of Capital Reserve funds in an amount not to exceed \$90,000 to pay for the cost of the roof rehabilitation at the Watertown Municipal Arena.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS on June 19, 2006, the City Council approved establishing a Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law to finance future capital improvements, and

WHEREAS the Adopted 2010-11 Capital Budget included a project to rehabilitate the Watertown Municipal Arena concession stand at an estimated cost of \$35,000, and

WHEREAS the City Council desired to fund the rehabilitation of the Watertown Municipal Arena concession stand from the Capital Reserve Fund, and

WHEREAS on Monday, June 21, 2010 at 7:30 p.m., the City Council of the City of Watertown held a public hearing to discuss the expenditure of funds from this capital reserve fund, and

WHEREAS it has been determined that the expenditure of these funds is in keeping with the purpose for the capital reserve fund,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby authorizes the appropriating of Capital Reserve funds in an amount not to exceed \$35,000 to pay for the cost of the concession stand rehabilitation at the Watertown Municipal Arena.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS

MOTION WAS MADE BY COUNCIL MEMBER SMITH TO SCHEDULE A PUBLIC HEARING ON THE TWO FOREGOING RESOLUTIONS FOR MONDAY, JUNE 21, 2010 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCIL MEMBER BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS a public hearing was held in accordance with Section 93 of the City Charter on June 7, 2010 at 7:30 p.m. to hear public comment concerning whether all or a portion of the cost for proposed sidewalk improvements to the properties identified in the attached report, which constitute the Summer 2010 special assessment district, shall be a charge or expense upon the abutting properties, and

WHEREAS the City Council has determined that it shall fix the charge to be paid by the abutting property owner at \$5.25 per square foot, with the remaining cost being paid by the City,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown, pursuant to Section 93 of the City Charter, hereby fixes the charge to be paid for the proposed sidewalk improvements as detailed in the attached report, which constitute the Summer 2010 special assessment district to be paid by the abutting property owner at \$ \$5.25 per square foot, with the remaining cost being paid by the City.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS

Prior to the vote on the foregoing resolution, Council Member Butler asked about the figures for Thompson Boulevard.

Mr. Hauk advised that they won't have the figures for a while as it is still a work in progress.

Council Member Butler remarked that the rate has changed since 2006 and wondered if we should be consistent on the dollar amount or on the percentage.

Council Member Smith stated that he would like to be consistent on the dollar amount and would like to set it at \$5.25.

Council Member Butler remarked that he would like it to be set at \$5.00.

MOTION WAS MADE BY COUNCIL MEMBER SMITH TO ESTABLISH THE FEE AT \$5.25 PER SQUARE FOOT.

MOTION WAS SECONDED BY MAYOR GRAHAM AND CARRIED WITH ALL VOTING YEA EXCEPT COUNCIL MEMBER BUTLER VOTING NAY.

AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE RESOLUTION AS AMENDED AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City of Watertown has inventoried equipment owned by the City, and the City Fire Department has determined that certain equipment is surplus to our needs and have provided City Purchasing Agent Robert J. Cleaver with a listing of the items they believe are surplus, a copy of which is attached and made a part of this resolution, and

WHEREAS these pieces of equipment have some value best determined by public auction, and

WHEREAS Roy Teitsworth, Inc., Professional Auctioneers, will hold a public auction on Saturday, June 19, 2010, at the Municipal Fairgrounds, and

WHEREAS Roy Teitsworth, Inc., of Geneseo, New York has agreed to provide auctioneer services for the City of Watertown for 10% commission, with a \$5.00 minimum commission per item, and

WHEREAS City Purchasing Agent Robert J. Cleaver is recommending that the City Council approve the sale, by auction, of the listed equipment and that Roy Teitsworth, Inc., be hired to assist the City with said auction,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York, that it hereby authorizes the sale, by auction, of surplus equipment, and to further declare all bids final and sales complete while said auction is conducted, and

BE IT FURTHER RESOLVED that final acceptance of such bids shall constitute acceptance of the same by the City Council, and

BE IT FURTHER RESOLVED that the City Council approves the Consignment Contract with Roy Teitsworth, Inc., Geneseo, New York, and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute the Consignment Contract on behalf of the City of Watertown.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

RULES WAIVED BY MOTION OF COUNCIL MEMBER SMITH, SECONDED BY COUNCIL MEMBER BURNS AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

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COUNCIL DISCUSSED THE FOLLOWING TOPICS:

Request from Maggie's on the River

Mayor Graham questioned how this request was any different than a reception in the park which requires a permit.

Mrs. Corriveau explained that it is different because it is a new place and the City would have to sign off on the alcohol permit which goes into the State.

Attorney Slye explained that the difference is that the State has indicated that we can't have a continual use of it for alcohol. However, occasionally is not a problem.

Council Member Smith remarked that, if that is the case, they should just go through the required permit process.

Attorney Slye advised that Council needs to determine that it is not such an intense use that would constitute violation of the grant.

Council Member Smith commented that this doesn't inhibit anyone else from using the deck either.

Attorney Slye explained that since we own the pavilion and the park, we can grant exclusive use of it if we want to. However, the deck has state funding involved and the City is not the sole guardian of it.

Council Member Butler commented that if the Council grants an alcohol permit here, would that change things from park to park.

MOTION WAS MADE BY MAYOR GRAHAM RESOLVING THAT FROM THURSDAY, JUNE 24TH THROUGH AUGUST 2010, FROM THE HOURS OF 4 – 10

PM, THAT MAGGIE’S ON THE RIVER BE GRANTED A PERMIT TO CONDUCT THE SALE OF ALCOHOL ON THE DECK.

MOTION WAS SECONDED BY COUNCIL MEMBER BURNS AND DEFEATED WITH COUNCIL MEMBER BURNS AND MAYOR GRAHAM VOTING YEA AND COUNCIL MEMBER BUTLER AND COUNCIL MEMBER SMITH VOTING NAY.

Council Member Smith remarked that the Council should not be granting permits. Their request is not excessive use and they could go through the permit process.

Council Member Burns remarked that Council does have to justify the vote to other taxpayers, not to the State. Other business owners have issues with this. She asked if the City was going to let other businesses serve alcohol on the sidewalks.

Mayor Graham responded that Council is providing a permit to use the deck for a specified period of time and for a certain number of weeks only.

Council Member Smith agreed with Council Member Burns and commented that this needs to be very narrow and not exceed the State use.

MOTION WAS MADE BY MAYOR GRAHAM THAT THE APPLICANT MAY UTILIZE THE DECK FROM 4 – 10 PM, ON THURSDAYS, BEGINNING ON JUNE 24TH THROUGH AUGUST 2010 AND COUNCIL HAS DETERMINED THAT THIS IS AN APPROPRIATE AND FINITE USE OF THE PROPERTY AND THAT THE APPLICANT MAY APPLY FOR A PERMIT.

MOTION WAS SECONDED BY COUNCIL MEMBER BUTLER AND CARRIED WITH ALL VOTING YEA, EXCEPT COUNCIL MEMBER BURNS VOTING NAY.

Tom Loomis Letter

Council Member Butler referred to this letter which was in the Watertown Times and concerned the fact that Mr. Loomis didn’t feel that Public Square was dressed up for the Armed Forces Day parade. He also remarked that the flag on Public Square was small and was tattered.

Mrs. Corriveau explained that the flag belonged to the YMCA and it has been replaced. She also advised that they are moving on the downtown banners. In addition, she has asked Mr. Lumbis to look at American flag banners for the City.

A letter will be drafted for Council signatures.

Crosswalk on Public Square/Franklin Street

Council Member Butler advised that he had received a call from a taxpayer indicating that cars are stopping under the light and then cars that are coming off Franklin Street can't get onto the Square. He suggested a small sign indicating "stop before crosswalk".

Noise Complaint from LeRay Street Resident

Council Member Butler commented that he had received a call from a resident on Le Ray Street complaining about the music noise coming from vehicles driving by his house. Council Member Butler remarked that he had been told by the resident that there is a V&T law banning excessive noise and he would like to have the police try to address it.

Mrs. Corriveau explained that the resident had contacted her, as well as the Mayor and Chief Goss. Attorney Slye has researched it as well and there is nothing that can be done.

Mayor Graham advised that the person has received responses from him, the City Manager and the City Attorney.

Council Member Butler responded that if it is in the V&T law, we have an obligation to enforce it.

Riggs Avenue

Council Member Smith asked if this had been bid out.

Mr. Hauk explained that it had been and the bids would be back in on either June 22nd or 25th.

J B Wise Parking Lot Update

Council reviewed the memo from Mr. Hauk.

Mayor Graham suggested that Council study the information and be prepared to make a decision at the June 14th work session.

Aviary

Mayor Graham asked about the aviary work group and asked that the zoo be contacted to see when they are going to initiate it.

EXECUTIVE SESSION

**MOTION WAS MADE BY COUNCIL MEMBER SMITH TO MOVE INTO
EXECUTIVE SESSION TO DISCUSS COLLECTIVE BARGAINING.**

MOTION WAS SECONDED BY COUNCIL MEMBER BUTLER AND CARRIED WITH ALL VOTING YEA

Council moved into Executive Session at 8:40 p.m.

Council reconvened at 8:55 p.m.

ADJOURNMENT

AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 8:55 P.M. BY MOTION OF COUNCIL MEMBER BURNS, SECONDED BY COUNCIL MEMBER SMITH AND CARRIED WITH ALL VOTING YEA.

Donna M. Dutton
City Clerk